

FORM PTO-1390 (Modified)
(REV 11-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

5774-01-MJA

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

INTERNATIONAL APPLICATION NO.
PCT/US99/10186INTERNATIONAL FILING DATE
May 10, 1999

PRIORITY DATE CLAIMED

TITLE OF INVENTION

SOLID COMPOSITIONS CONTAINING 4-AMINO-3-SUBSTITUTED-BUTANOIC ACID DERIVATIVES AND
PROCESS FOR PREPARING THE SAME

APPLICANT(S) FOR DO/EO/US

Aomatsu, Akira

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ A copy of the International Search Report (PCT/ISA/210).
8. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
11. ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 13 to 20 below concern document(s) or information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☐ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☒ Certificate of Mailing by Express Mail
20. ☐ Other items or information:

Express Mail No. EJ881445812US
PD-5774-01-MJA

PCT/US99/10186 00000031 230455 09674819

550.00 CH
270.00 CH

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR		INTERNATIONAL APPLICATION NO. PCT/US99/10186		ATTORNEY'S DOCKET NUMBER 5774-01-MJA	
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21. The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) : <input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$970.00 <input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$840.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$690.00 <input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$670.00 <input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$96.00 <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				CALCULATIONS PTO USE ONLY <div style="border: 1px solid black; height: 100px; width: 100%;"></div>																																																																													
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).				\$840.00																																																																													
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:15%;">CLAIMS</th> <th style="width:20%;">NUMBER FILED</th> <th style="width:20%;">NUMBER EXTRA</th> <th style="width:10%;">RATE</th> <th style="width:15%;"></th> <th style="width:10%;"></th> </tr> <tr> <td>Total claims</td> <td>17 - 20 =</td> <td>0</td> <td>x \$18.00</td> <td></td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td>Independent claims</td> <td>2 - 3 =</td> <td>0</td> <td>x \$78.00</td> <td></td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td colspan="4">Multiple Dependent Claims (check if applicable).</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: right;">\$260.00</td> </tr> <tr> <td colspan="5" style="text-align: right;">TOTAL OF ABOVE CALCULATIONS =</td> <td style="text-align: right;">\$1,100.00</td> </tr> <tr> <td colspan="5"> Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). </td> <td style="text-align: right; vertical-align: bottom;"><input type="checkbox"/> \$0.00</td> </tr> <tr> <td colspan="5" style="text-align: right;">SUBTOTAL =</td> <td style="text-align: right;">\$1,100.00</td> </tr> <tr> <td colspan="4"> Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). </td> <td colspan="2" style="text-align: right; vertical-align: bottom;">\$0.00</td> </tr> <tr> <td colspan="5" style="text-align: right;">TOTAL NATIONAL FEE =</td> <td style="text-align: right;">\$1,100.00</td> </tr> <tr> <td colspan="5"> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). </td> <td style="text-align: right; vertical-align: bottom;"><input type="checkbox"/> \$0.00</td> </tr> <tr> <td colspan="5" style="text-align: right;">TOTAL FEES ENCLOSED =</td> <td style="text-align: right;">\$1,100.00</td> </tr> <tr> <td colspan="5"></td> <td style="text-align: right;">Amount to be: refunded \$</td> </tr> <tr> <td colspan="5"></td> <td style="text-align: right;">charged \$</td> </tr> </table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE			Total claims	17 - 20 =	0	x \$18.00		\$0.00	Independent claims	2 - 3 =	0	x \$78.00		\$0.00	Multiple Dependent Claims (check if applicable).				<input checked="" type="checkbox"/>	\$260.00	TOTAL OF ABOVE CALCULATIONS =					\$1,100.00	Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable).					<input type="checkbox"/> \$0.00	SUBTOTAL =					\$1,100.00	Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).				\$0.00		TOTAL NATIONAL FEE =					\$1,100.00	Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).					<input type="checkbox"/> \$0.00	TOTAL FEES ENCLOSED =					\$1,100.00						Amount to be: refunded \$						charged \$
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☐ A check in the amount of _____ to cover the above fees is enclosed.


☒ Please charge my Deposit Account No. **23-0455** in the amount of **\$1,100.00** to cover the above fees.
 A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **23-0455** A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

David Kurlandsky
 Registration No. 41,505
 Warner-Lambert Company
 2800 Plymouth Road
 Ann Arbor, Michigan 48105
 Telephone: (734) 622-7304
 Facsimile: (734) 622-1553


 SIGNATURE

 David Kurlandsky
 NAME

 41,505
 REGISTRATION NUMBER

 11/14/2000
 DATE

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Akira Aomatsu

Docket No.

5774-01-MJA

Serial No.

Filing Date

Examiner

Group Art Unit

Invention: **SOLID COMPOSITIONS CONTAINING 4-AMINO-3-SUBSTITUTED-BUTANOIC ACID DERIVATIVES
AND PROCESS FOR PREPARING THE SAME****RECEIVED**

JAN 17 2001

TECH CENTER 1600/2900

I hereby certify that the following correspondence:

Transmittal of a Substitute Transmittal Letter for Filing Under 35 U.S.C. 371
Substitute Transmittal Letter for Filing Under 35 U.S.C. 371

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231November 14, 2000
(Date)LINDA A. ZECBY

(Typed or Printed Name of Person Mailing Correspondence)


(Signature of Person Mailing Correspondence)EJ881445812US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

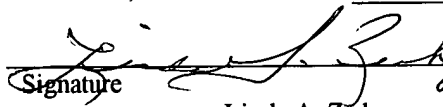
Express Mail No. EJ881445812US
PD-5774-01-MJA

Certification Under 37 C.F.R. § 1.8 or 1.10

I hereby certify that this correspondence and any attachments are, on the date below, being:

- ☒ Deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to BOX PCT Assistant Commissioner for Patents, Washington, D.C. 20231
- ☐ Facsimile transmitted to the Patent and Trademark Office, facsimile number _____

Date: November 14, 2000


Signature

Linda A. Zerby

Typed/Printed Name of Person Making Certification

IN THE UNITED STATE PATENT AND TRADEMARK OFFICE

Applicant(s): Akira Aomatsu

Examiner:

Application No.:

Art Unit:

Filed:

Batch No.:

Title:

SOLID COMPOSITIONS CONTAINING 4-AMINO-3-SUBSTITUTED-BUTANOIC ACID DERIVATIVES AND PROCESS FOR PREPARING THE SAME

BOX PCT

Assistant Commissioner for Patents

Washington, D.C. 20231

Transmittal of a Substitute Transmittal Letter for Filing Under 35 U.S.C. 371

Dear Sir:

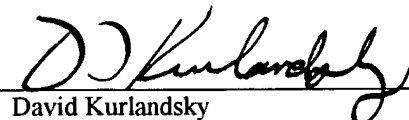
Applicant is submitting herewith a substitute Transmittal Letter to replace the previously filed Transmittal letter. Applicant is submitting the substitute Transmittal order to correctly identify the International Application PCT/US99/10186, filing date May 10, 1999, for the purposes of 35 U.S.C. § 371.

Applicant Respectfully requests that any questions with regard to the above be directed to this undersigned in charge of this application.

The Assistant Commissioner is hereby authorized to charge and credit Deposit Account 23-0455 any additional fees required.

Respectfully submitted,

11/14/2000
Date


David Kurlandsky
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Warner-Lambert Company
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